

In the United States District Court  
for the District of Delaware

James St. Louis  
✓ plaintiff

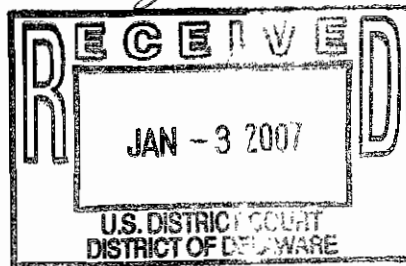
Civil Action  
# 06-641 SLR

Ralph Hennen, David Price  
and Officer Bernie Williams  
defendants

motion to  
redress  
issues

James St. Louis hereby petitions the  
Court for review of decision and complaint  
issued on the 14<sup>th</sup> day of December 2006

The foregoing request is made  
under the following arguments.



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#1. After reading Judge Robinson's remarks petitioner realizes he did a terrible effort to explain the incidents.

A. Yes alot of actions involved in Civ. # 06-236 -SLR and this complaint were the same for the below reasons.

#1 Lt. Morris and the Kitchen had their own disciplinary hearing with Lt. Morris ordering the petitioner written up, she also did the fact finding and was the final say in the disciplinary hearing ending in Termination. From start to finish she violated procedures set forth by the Kitchen policy and the prison policy.

#2 In judges #3 response it was said Ralph Hemenway presided over the disciplinary hearing.

(A) petitioner wrote to Deputy Warden Pierce for an [appeal] of a disciplinary hearing and overturn of conviction and rehiring. But instead of an overturn of conviction because petitioner questioned the legality of proceedings received a 2nd disciplinary hearing and was given further punishment and sanctions as an example of what not to question as far as constitutional

rights.

#3 Petitioner knows alot of facts are duplicated, but must be to explain the procedures used to further punish petitioner for questioning policy.

If you look at petitioners letters to Deputy Warden Pierce you will see where petitioner ask for his help in releasing on injustice already done. In doing so he appointed Bernie Williams and had a Lt. look into the situation. All along petitioner told everyone this was an appeal but to no avail. And in retaliation petitioner got punished even greater for filing an appeal. A violation of his 8th Amendment right.

The petitioner is helpless in this situation and has only the courts to turn to for help. The petitioner wants the court to realize this is a daily event and that is why he asked the court for an injuction until the state can redress this issue and bring about a system that would be fair to all inmates and make the system for appeal a fair one not a retaliation for questioning authority as in petitioners case.

# 4 In *Carey v. Piphus* 435 U.S. 247, 98 S.Ct. 1042 it says when defendant argues procedures involving violations of constitutional rights he is entitled to damages under 1983 even if defendant is [NOT] seeking wrongful conviction. and in this case at least petitioner is not only claiming a violation of procedures violating petitioners due process rights but also retaliation because he questioned those procedures with the added sanctions and punishment inflicted on him.

# 5 The above reasons are why petitioner is asking those named along with the State of Delaware to be held liable for their inactions and actions in their professional and individual capacities.

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Under *Hewitt v. Helms* 103 S.Ct. 864

the federal regulations created a liberty interest in not being subjected to disciplinary segregation without due process of law, as done in petitioners case it shows violation.

## Certificate of Service

I hereby certify that on December 27 2006 I mailed a motion to redress with the clerk of this court. I also hereby certify that on December 27, 2006 I mailed via United States Service a copy of same document to the following participant. [ Civil act # 06-682 & 06-641 ]  
SLR SLR

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